01-07-04

Attorney Docket No. 9341.22

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ñ∕re: Layt

Serial No.: 10/626,680 Filing Date: July 24, 2003

For: LOMANDRA LONGIFOLIA PLANT NAMED 'LM400'

January 6, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Attached is a form PTO-1449, together with a copy of each of the identified document(s). It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP.

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. § 1.97(b), within three months of the filing date of the above-referenced application or before the mailing of a first Office Action on the merits, whichever event occurs last. Therefore, no fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted.

Registration No. 41,965

Customer No. 20792

Myers Bigel Sibley & Sajovec, P.A.

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CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number: EV318417135US Date of Deposit: January 6, 2004 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sloan Smith

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PTO FORM 4/22														
FORM PTO - 1440 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT									ATTY DOCKET 9341.22 APPLICANT: Layt FILING DATE: July 24, 2003			SERIAL NO. 10/626,680 GROUP Unknown		
						1	UNITED	STA	TES LETTERS	PATENTS				
Exr. Init.		DOCUMENT NUMBER							DATE	NAME		CLASS	SUB CLASS	
	1.	US 2003/0233692 PI							12/18/2003	Layt				
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	OTHER ART (INCLUDING AUTHOR, TITLE DATE, PERTINENT PAGES, ETC.)													
	2.	Australian Government Department of Agriculture, Fisheries and Forestry, Database entry for Australian Plant Breeders Right Application No. 2001/090 for 'LM400.' http://www.affa.gov.au/content/pbr database/plant detail.cfm?AID=193762												
	3.	Austra	alian C	oven	nment	Departr	nent of A	gricul	lture, Fisheries ar	nd Forestry, Database	entry for	Australian Pla	ant	
									LM300.' plant_detail.cfm?	AID=193763				
	4.	Gazet	te entr	y (Pai	rt II) fo					Right Application No.	2001/09	2), Plant Vari	eties	
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and no considered. Include copy of this form with next communication to applicant.